

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

RAYMOND TODD CARRINGER,)
)
Plaintiff,)
)
v.) 3:08-CV-514
) (VARLAN/GUYTON)
MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
)
Defendant.)

REPORT AND RECOMMENDATION

This is an action seeking judicial review of the final decision of the Commissioner of Social Security denying the plaintiff benefits under the Social Security Act.

The Complaint was filed on December 23, 2008. The Answer and Administrative Record were filed on February 19, 2009. On February 20, 2009, this Court entered an Order [Doc. 5] directing the plaintiff to file a dispositive motion, within 45 days, that is, on or before April 6, 2009.

No motions have been filed, and no other activity has occurred in this case.

Therefore, it is recommended that the District Court schedule a hearing for the parties to show cause why this case should not be dismissed, without prejudice, for failure to prosecute.¹

Respectfully submitted,

s/ H. Bruce Guyton
United States Magistrate Judge

¹Any objections to this Report and Recommendation must be served and filed within ten (10) days after service of a copy of this recommended disposition on the objecting party. Such objections must conform to the requirements of Rule 72(b), Federal Rules of Civil Procedure. Failure to file objections within the time specified waives the right to appeal the District Court's order. Thomas v. Arn, 474 U.S. 140, 106 S. Ct. 466 (1985). The district court need not provide de novo review where objections to this report and recommendation are frivolous, conclusive or general. Mira v. Marshall, 806 F.2d 636 (6th Cir. 1986). Only specific objections are reserved for appellate review. Smith v. Detroit Federation of Teachers, 829 F.2d 1370 (6th Cir. 1987).